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TO: U.S. Patent and Trademark Office
Examiner L. Huynh – Group 3721

FROM: Guy V. Tucker

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DATE: May 17, 2005

RE: U.S. Serial No 10/609,132

PAGES: 13
(INCLUDING COVER)

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Amendment Transmittal – 2 pages
Amendment – 10 pages

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Practitioner's Docket No. 0133.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Andrew Boeckle et al.

Application No.: 10/609,132

Group No.: 3721

Filed: 06/26/2003

Examiner: L. Huynh

For: CONTROLLING THE FLOW OF A POWDER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee: \$1,020.00

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

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I hereby certify that, on the date shown below, this correspondence is being:

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___ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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TRANSMISSION

☒ facsimile transmitted to the Patent and Trademark Office, (703) 872-9306

Date: 5/17/05Signature Kathy HonnertKathy Honnert
(type or print name of person certifying)

* Only the date of filing ('1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under '1.8 continues to be taken into account in determining timeliness. See '1.703(f). Consider "Express Mail Post Office to Addressee" ('1.10) or facsimile transmission ('1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT	(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA	OTHER THAN A SMALL ENTITY					ADDIT. FEE
TOTAL	46	-	58	=	0	x	\$	50.00	= \$ 0.00
INDEP.	4	-	5	=	0	x	\$	200.00	= \$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$		= \$ 0.00
TOTAL ADDIT. FEE								\$	0.00

No additional fee for claims is required.

FEE PAYMENT

5. Authorization is hereby made to charge the amount of \$1,020.00 to Deposit Account No. 500348.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

FEE DEFICIENCY

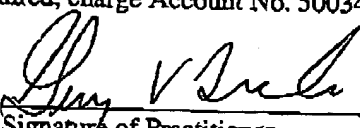
6. If an additional extension and/or fee is required, charge Account No. 500348.

If an additional fee for claims is required, charge Account No. 500348.

Date:

17 MAY 2005

Reg. No.: 45,302
Tel. No.: 650-631-3100
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Signature of Practitioner
Guy V. Tucker
Nektar Therapeutics
150 Industrial Road
San Carlos, CA 94070

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CERTIFICATE OF MAILING

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (703) 872-9306 on 5/17/05

Signed: Kathy Homert
Kathy Homert

.....
In the United States Patent and Trademark Office
.....

Applicant: Boeckle et al.

Applicant's Ref: 0133.00

Application No: 10/609,132

Filed: June 26, 2003

Title: CONTROLLING THE FLOW OF A POWDER

Examiner: Huynh, Louis K

Group Art Unit: 3721

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This amendment is in response to the Office Action dated November 17, 2004 and is being filed within six months thereof and is accompanied by a request for a three month extension of time. The present amendment is being filed in accordance with revised rule 37 CFR 1.121. Thus, marked-up amendments to the claims and/or specification are provided and no clean versions of the amendments are provided.

05/18/2005 NNGUYEN1 00000017 500348 10609132

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